C6B-CC-0002

BEFORE THE FEDERAL COMMUNICATIONS COMMISSION

In re Listen to the Eagle, Paul Ott Carruth and Carla Carruth Tigner Petitioners, OCT 1 7 2005

FCC - MAILROOM

PETITION FOR FULL EXEMPTION FROM CLOSED CAPTIONING REQUIREMENTS

COMES NOW, Listen to the Eagle and its video programming producers and video programming owners, Paul Ott Carruth and Carla Carruth Tigner, and for their Petition for Full Exemption From Closed Captioning Requirement and state as follows:

- 1. That Petitioners are the owners and producers of Listen to the Eagle, a hunting and fishing television show based in Jackson, Mississippi.
- 2. That Listen to the Eagle production company and owner consists of Paul Ott Carruth and his daughter Carla Carruth Tigner.
- 3. That Listen to the Eagle is broadcast weekly on television stations in the following Mississippi cities: Jackson, Meridian, Pascagoula, Tupelo, Greenville, Moselle and Columbus.
- 4. That Listen to the Eagle is a live call-in show using video cutaways and is non-scripted.
- 5. That 52 shows are produced each year, and each show is thirty minutes in duration.
- 6. That for Petitioners to provide for closed captioning would constitute an undue burden upon Listen to the Eagle, Paul Ott Carruth and Carla Carruth Tigner in the following respects:
- a. That Petitioners do not have the technical capabilities to provide for closed captioning;
- b. That to obtain the closed captioning service will cost approximately \$750.00 per show or \$39,000.00 per year. The cost quoted is for "pop up" captions;
- c. That Petitioners would be unable to produce and market Listen to the Eagle if they were required to provide for closed captioning;
- d. That Petitioners do not possess the financial means to absorb the cost of closed captioning and if this exemption is not granted, the Petitioners would cease production of Listen to the Eagle, because of cost and budget restraints.

e. That the financial resources of Paul Ott Carruth and Carla Carruth Tigner are limited to the extent that they could not continue to produce Listen to the Eagle, if closed captioning is required.

WHEREFORE, Petitioners respectfully pray for an exemption from the closed captioning requirements.

Paul Ott Carruth

Carla Carruth Tigner

Calle Campte 25

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FCC - MAILPOOM

"Listen to the Eagle" Television Show Yearly Expenses Yearly Income

INCOME (Sponsors)
\$12,000.00 12,000.00 12,000.00 <u>12,000.00</u> \$48,000.00
EXPENSES \$36,000.00
(Including tapes, mailing of tapes Fed Ex, telephone lines for call-in TV show, Television Station fees, etc.)
(Including tapes, mailing of tapes Fed Ex, telephone lines for call-in
(Including tapes, mailing of tapes Fed Ex, telephone lines for call-in TV show, Television Station fees, etc.)
(Including tapes, mailing of tapes Fed Ex, telephone lines for call-in TV show, Television Station fees, etc.) \$61,000.00

We have cut two persons salaries temporarily at this time in order to pay for the current TV expenses. With the added expense of closed captioning, it would mean the TV show would be totally eliminated. (Our Radio show is "loaning" us the monies to operate temporarily.)

Case No. CGB-CC-0002

STATE OF MISSISSIPPI **COUNTY OF PIKE**

PERSONALLY APPEARED before me, the undersigned authority in and for the above jurisdiction, the within named PAUL OTT CARRUTH, SR., s/p/a known as Paul Ott, who after being first duly sworn by me, on oath states that the facts and matters contained in the foregoing accounting are true and correct as therein stated and shown, based upon his own personal knoweldge and belief or upon information verily believed by him to be trustworthy and true.

PAUL OTT CARRUTH, SR.,

s/p/a PAUL OTT

SWORN TO and subscribed before me, this // day of January, 2006.

My Commission Expires:

MISSISSIPPI STATEWIDE NOTARY PUBLIC
MY COMMISSION EXPIRES OCT. 7, 2008
BONDED THRU STEEPALL NOVARY SERVICE